

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

ANTHONY DALE, BRETT JACKSON,
JOHNNA FOX, BENJAMIN
BORROWMAN, ANN LAMBERT,
ROBERT ANDERSON, and CHAD
HOHENBERY on behalf of themselves and
all others similarly situated,

Plaintiffs,

v.

DEUTSCHE TELEKOM AG, and T-
MOBILE US, INC.,

Defendants.

Case No. 1:22-cv-03189

Hon. Thomas M. Durkin

Hon. Jeffrey Cole

**STIPULATED MOTION REGARDING DEADLINES FOR NON-PARTY DISCOVERY
AND TO AMEND SCHEDULE**

Plaintiffs and Defendant T-Mobile US, Inc. (“T-Mobile” and, together, “the parties”) by and through their respective counsel, hereby submit this stipulated motion to (a) extend the current discovery deadlines by six months and (b) set interim deadlines concerning non-party discovery. In support of the requested relief, the parties state as follows:

1. On May 31, 2024, the Court entered the parties’ agreed-upon schedule for fact discovery and document production, setting the deadline for substantial completion of document production for February 28, 2025, and the fact discovery deadline for November 13, 2025. Dkt. 188.

2. On September 11, 2024, the Court granted the parties’ Stipulated Motion Regarding Substantial Completion Deadlines for Data Productions and To Amend Schedule. Dkt. 200, 201.

In doing so, the Court extended the deadline for serving opening expert reports on class and merits issues for which a party bears the burden of proof to March 16, 2026, extended the deadline for serving opposing expert reports to May 26, 2026, and extended the deadline for serving rebuttal expert reports to August 4, 2026. *Id.* The Court also extended the deadline to complete expert depositions and expert discovery to September 17, 2026. *Id.*

3. The parties met and conferred regarding the case schedule on multiple occasions in recent weeks and determined that extensions are needed to provide the parties sufficient time to work through complex, complicated and critical issues concerning non-party discovery. In particular, multiple non-parties critical to class and merits issues have refused to produce any responsive information unless amendments to the Confidentiality Order are made, which the parties are negotiating contemporaneously with counsel for several non-parties.

4. The parties agreed to seek a six-month extension of the current schedule to allow the parties and non-parties sufficient time to work through these issues and complete the production of documents and data, which are expected to be voluminous and complex. The parties also agreed to seek an order setting interim deadlines for non-party discovery to ensure that potential disputes with non-parties are timely resolved and documents and data are received sufficiently in advance of the fact and expert discovery cutoff to be used as needed by the parties.

5. The parties have not previously requested an extension of any fact discovery deadlines and have made one prior request for a modification of the schedule for expert discovery.

WHEREFORE, IT IS HEREBY STIPULATED AND AGREED by and between the undersigned parties, and subject to the Court's approval:

1. The deadline for substantial completion of party document productions shall be extended to July 31, 2025.

2. The deadline to file an initial motion to compel production of documents from non-parties relating to subpoenas served on or before March 7, 2025, shall be June 30, 2025.¹
3. The deadline for substantial completion of document productions for non-party subpoenas served on or before March 7, 2025, shall be August 29, 2025.
4. The deadline for the close of fact discovery shall be extended to May 24, 2026.
5. The deadline for serving opening expert reports on class and merits issues for which a party bears the burden of proof shall be extended to September 30, 2026.
6. The deadline for serving opposing expert reports shall be extended to December 9, 2026.
7. The deadline for serving rebuttal expert reports shall be extended to February 17, 2027.
8. The deadline for completing expert depositions shall be extended to April 2, 2027.
9. The deadline for completing expert discovery shall be extended to April 2, 2027.

THE PARTIES JOINTLY MOVE for a court order (1) entering the above-identified non-party discovery deadlines, and (2) extending the existing case schedule as set forth and stipulated to above.

¹ The Parties may file motions to compel after this date as appropriate under the Federal Rules if further developments (including, but not limited to, review of a non-party's productions or subsequent deposition testimony) reveal deficiencies in a non-party's production pursuant to a subpoena served before March 7, 2025. The Parties also may file motions to compel after this date pertaining to subpoenas served after March 7, 2025.

Dated: February 7, 2025

/s/ Brendan P. Glackin

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CERTIFICATE OF SERVICE

I, Brendan P. Glackin, an attorney, hereby certify that this **Stipulated Motion Regarding Deadlines for Non-Party Discovery and to Amend Schedule** was electronically filed on February 7, 2025, and will be served electronically via the Court's ECF Notice system upon the registered parties of record.

Respectfully submitted,

/s/ Brendan P. Glackin

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